firmation of the Senate with respect to the following appointments:

To be members of the Board of Directors for the Texas State University for Negroes:

Dr. W. R. Banks of Prairie View, Waller County, for six year term to expire February 1, 1953;

Craig Cullinan of Houston, Harris County, for six year term to expire February 1, 1953;

Dr. J. N. R. Score of Georgetown, Williamson County, for six year term to expire February 1, 1953;

Major T. Bell of Beaumont, Jefferson County, for four year term to expire February 1, 1951;

Dr. M. L. Edwards of Hawkins, Wood County, for four year term to expire February 1, 1951;

Ben Morgan of Corsicana, Navarro County, for four year term to expire February 1, 1951;

J. K. Brim of Sulphur Springs, Hopkins County, for two year term to expire February 1, 1949;

Charles Devall of Kilgore, Gregg County, for two year term to expire February 1, 1949;

Rev. I. B. Loud of San Antonio, Bexar County, for two year term to expire February 1, 1949.

> Respectfully submitted, BEAUFORD H. JESTER,

> > Governor of Texas.

Austin, Texas, April 1, 1947.

To the Senate of the Fiftieth Legislature:

I ask the advice, consent and confirmation of the Senate with respect to the following appointments:

To be Chairman of the Board of Mansion Supervisors, for term ending January 1, 1948:

Mrs. George B. Butler of Austin, Travis County.

To be member of the Board of Mansion Supervisors for term ending January 1, 1950:

January 1, 1950: Mrs. O. H. Davenport of Starr County.

To be member of the Board of Mansion Supervisors for term ending January 1, 1952:

Mrs. Ouida Ferguson Nalle of Austin, Travis County.

Respectfully submitted,
BEAUFORD H. JESTER,
Governor of Texas.

Resolution Signed

The President signed in the presence of the Senate, after giving due notice thereof the following resolution:

S. C. R. No. 21, Relating to investigation of student activities at A. and M. College.

House Joint Resolutions on First Reading

The following Joint Resolutions received from the House today were laid before the Senate, read first time and referred to the Committee on Constitutional Amendments:

House Joint Resolution No. 9.

House Joint Resolution No. 13.

Senate Resolution 66

Senator Cousins offered the following resolution:

Whereas, Honorable Price Daniel, Attorney General of Texas, is in the gallery, and

Whereas, He is entitled to the privileges of the floor by reason of his election to the high office of Attorney General of Texas, now therefore be it

Resolved by the Senate of the State of Texas that he be invited to come down and observe the proceedings from within the bar of the Senate.

The resolution was read.

On motion of Senator Cousins, and by unanimous consent, the resolution was considered immediately and was adopted.

Adjournment

On motion of Senator Hardeman, the Senate at 6:45 o'clock p. m., adjourned until 10:30 o'clock a. m. to-

FORTY-FIFTH DAY

(Wednesday, April 2, 1947)

The Senate met at 10:30 o'clock

a. m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Lane Aikin Brown Moffett Bullock Morris Parrish Carney **Phillips** Chadick Proffer Cousins Crawford Ramsey Hardeman Stanford Harris Strauss Hazlewood Taylor Jones Tynan Vick Kelley of Hidalgo Winfield Kelly of Tarrant Knight York

Absent—Excused

Mauritz

Weinert

A quorum was announced present.

Reverend J. E. Chester, Chaplain, offered the invocation.

On motion of Senator Crawford, and by unanimous consent, the reading of the Journal of the proceedings of yesterday, was dispensed with and the Journal approved.

Leave of Absence Granted

Senator Weinert was granted leave of absence for remainder of the week on account of illness in his family on motion of Senator Hardeman.

Senate Resolution 67

(Address by Senator G. W. Evans of New Mexico).

Senator Hardeman offered the following resolution:

Whereas, The Honorable G. W. Evans and his charming wife of Magdalena, New Mexico are visiting in Austin, Texas, and

Whereas, The Honorable and Mrs. G. W. Evans are native Texans, having been born and reared among the mauve and purple peaks of the Davis Mountains and Senator Evans is now a member of the Senate of our sister State of New Mexico, representing the 14th District of the Land of Enchantment, now therefore, be it

Resolved, By the Senate of Texas that Senator and Mrs. Evans be ex- ing vote (not receiving the necessary tended the privileges of the floor to- two-thirds vote):

day and that Senator Evans be invited to address the Senate.

> HARDEMAN WINFIELD

The resolution was read and was adopted.

In accordance with the provisions of the above resolution, the President appointed Senators Hardeman and Winfield to escort Senator and Mrs. Evans to the President's rostrum.

The President presented Senator Winfield, who in turn presented Senator Evans to the Senate.

Senator Evans then addressed the Senate briefly.

Senate Bill 227 Set as Special Order

Senator Hazlewood moved that Senate Bill No. 227 be set as a special order for Monday, April 7, 1947, immediately following the morning call.

The motion prevailed by the following vote:

Yeas—20

Aikin	Lane
${f Brown}$	Moffett
Bullock	Morris
Chadick	Phillips
Crawford	Proffer
Harris	Stanford
Hazlewood	Strauss
Jones	Tynan
Kelley of Hidalgo	Winfield
Knight	York

Nays-2

Cousins

Ramsey

Absent

Carney Hardeman Kelly of Tarrant

Parrish Taylor Vick

Absent—Excused

Mauritz

Weinert

Motion to Set Senate Bill 190 as Special Order

Senator Jones moved that Senate Bill No. 190 be set as a special order for Monday, April 7, 1947, immediately following the disposition of Senate Bill No. 227.

The motion was lost by the follow-

Yeas-14

Bullock Kelley of Hidalgo
Cousins Kelly of Tarrant
Crawford Knight
Hardeman Parrish
Harris Phillips
Hazlewood Proffer
Jones Winfield

Nays-11

Aikin Ramsey
Brown Stanford
Carney Strauss
Lane Tynan
Moffett York
Morris

Absent

Chadick Taylor Vick

Absent—Excused

Mauritz

Weinert

Senate Bill 158 Set as Special Order

Senator Bullock moved that Senate Bill No. 158 be set as a special order for Tuesday, April 8, 1947, immediately following the morning call.

The motion prevailed by the following vote:

Yeas-25

Aikin Knight Brown Lane Bullock Moffett Carney Morris Chadick Parrish Cousins Proffer Crawford Ramsev Hardeman Strauss . Taylor Harris Hazlewood Tynan Vick Jones Kelley of Hidalgo Winfield Kelly of Tarrant

Nays--2

Stanford

York

Absent

Phillips

Absent—Excused

Mauritz

Weinert

Senate Bill 379 on First Reading

Senator Kelly of Tarrant moved that the rules adopted pursuant to Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time a bill the provisions of which he explained.

The motion prevailed by the following vote:

Yeas-28

Aikin Lane Moffett Brown Bullock , Morris Carney Parrish Chadick Phillips Cousins Proffer Crawford Ramsey Hardeman Stanford Harris Strauss Hazlewood Taylor Jones Tynan Vick . Kelley of Hidalgo Winfield Kelly of Tarrant Knight York

Absent—Excused

Mauritz

Weinert

The following bill then was introduced, read first time and referred to the Committee on Civil Jurisprudence:

S. B. No. 379, A bill to be entitled "An Act amending Section 3, page 76, Chapter 46, Acts 1937, Regular Session, Forty-fifth Legislature, otherwise known as Article 5142b, Vernon's Annotated Civil Statutes of Texas; as amended by Acts 1943, page 450, Chapter 299, Regular Session, Fortyeighth Legislature; and declaring an emergency."

Senate Bill 380 on First Reading

Senator Hazlewood moved that the rules adopted pursuant to Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time a bill the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—28

Aikin Lane Brown Moffett Morris Bullock Carney Parrish Chadick Phillips Cousins Proffer Ramsey Crawford Hardeman Stanford Harris Strauss Hazlewood Taylor Tynan Vick Jones Kelley of Hidalgo Winfield Kelly of Tarrant York Knight

Absent—Excused

Mauritz'

Weinert

The following bill then was intro-duced, read first time and referred to the Committee on Stock and Stock Raising:

S. B. No. 380, A bill to be entitled "An Act amending Section 3, House Bill No. 659, General and Special Laws of the 45th Legislature, Regular Session of the year 1937, being Section 3 of Article 1287a, Revised Civil Statutes, Title 30 thereof, providing for the conditions and provisions of the bond to be made, and by increasing the amount of such bond from One Thousand Dollars (\$1,000.00) to Ten Thousand Dollars, (\$10,000.00), and providing for the termination of such bond, providing a repealing clause, and declaring an emergency.

Senate Bill 381 on First Reading

Senator Aikin moved that the rules adopted pursuant to Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time a bill the provisions of which he explained.

The motion prevailed by the following vote:

Yeas-28

Aikin	Lane
Brown	Moffett
Bullock	Morris
Carney	Parrish
Chadick	Phillips
Cousins	Proffer
Crawford	Ramsey
Hardeman	Stanford
Harris	Strauss
Hazlewood	Taylor
Jones	Tynan
Kelley of Hidalgo	V ick
Kelly of Tarrant	Winfield
Knight	York

Absent—Excused

Mauritz

Weinert

The following bill then was introduced, read first time and referred to the Committee on Finance.

By Senators Taylor, Aikin and Stanford:

S. B. No. 381, A bill to be entitled "An Act making an emergency appropriation in the sum of twelve his employment shall not be denied or hundred dollars (\$1200.00) to the infringed by law, or by any organi-Texas State Board of Dental Exam- zation of whatever nature.

iners for the remainder of the current fiscal year ending August 31, 1947. Said appropriation to be from the Dental Registration Fund; and declaring an emergency.'

Report of Conference Committee on House Bill 23

Senator Tynan submitted the following report:

April 1, 1947.

Hon. Allan Shivers. President of the Senate.

Hon. W. O. Reed, Speaker of the House.

Sirs: We, your Conference Committee appointed to adjust the differences between the House and Senate on House Bill 23, beg leave to recommend the passage of House Bill 23 in the form passed by the House, we having agreed upon the deletion of the Senate amendment.

Respectfully submitted, RAMSEY KELLY

BROWN TYNAN

On the Part of the Senate.

BELL STORY BELL of DeWitt KILGORE

On the Part of the House

H. B. No. 23

A BILL To Be Entitled

"An Act-providing that the inherent right of a person to work and bargain freely with his employer, individually or collectively, for terms and conditions of his employment shall not be denied or infringed by law, or by any organization of whatever nature; that no person shall be denied employment because of membership or nonmembership in a labor union; providing that certain types of contracts shall be void and that this Act shall not apply to existing contracts; definitions of words; containing a saving clause with respect to constitutional invalidity; and declaring an emergency."

Be It Enacted by the Legislature of the State of Texas:

Section 1. The inherent right of a person to work and bargain freely with his employer, individually or collectively, for terms and conditions of Sec. 2. No person shall be denied employment on account of membership or nonmembership in a labor union.

Sec. 3. Any contract which requires or prescribes that employees or applicants for employement in order to work for an employer shall or shall not be or remain members of a labor union, shall be null and void and against public policy. The provisions of this Section shall not apply to any contract or contracts heretofore executed but shall apply to any renewal or extension of any existing contract and to any new agreement or contract executed after the effective date of this Act.

Sec. 4. Definitions. By the term "labor union" as used in this Act shall mean every association, group, union, lodge, local, branch or subordinate organization of any union of working men, incorporated or unincorporated, organized and existing for the purpose of protecting themselves and improving their working conditions, wages, or employment relationship in any manner, but shall not include associations or organizations not commonly regarded as labor unions.

Sec. 5. If any clause, sentence, paragraph or part of this Act or the application thereof to any person or circumstances, shall for any reason be adjudged to be invalid, such judgment shall not affect, impair, or invalidate the remainder of this Act and the application thereof; but shall be confined in its operation to the portion of the Act directly involved in the controversy in which judgment shall have been rendered and to the person or circumstances involved.

Sec. 6. Due to the fact that there have been widespread labor difficulties resulting from the unreasonable demands of labor union, all of which has delayed the reconversion plan, and there being an urgent need for constructive legislation to protect the public welfare, which need is so found, there exists an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House shall be suspended, and the same here now is suspended, and this Act shall become effective from and after its passage, and it is so enacted.

The report was read and was adopted.

Message from the Governor

The President laid before the Senate and had read, the following message received from the Governor today:

Austin, Texas, April 2, 1947.

To the Members of the Fiftieth Legislature:

Complying with the request contained in House Concurrent Resolution No. 69, I am returning to the House of Representatives House Bill No. 29 for correction.

Respectfully submitted, BAUFORD H. JESTER, Governor of Texas.

Message from the House

Hall of the House of Representatives, Austin, Texas, April 2, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has adopted the Conference Committee Report on House Bill No. 23 by a vote of 84 yeas and 39 noes.

Respectfully submitted,
CLARENCE JONES,
Chief Clerk, House of Representatives.

Senate Resolution 68

(Extending Privileges of Floor)

Senator Harris offered the following resolution:

Whereas, The Honorable Claude Westerfield, a former member of this Senate is within the Bar of the Senate, and

Whereas, Senator Westerfield served his district and his State with destinction, now therefore, be it

Resolved, By the Senate of Texas, that he be granted the privileges of the floor during his stay in the City of Austin.

The resolution was read and was adopted.

Message from the House

Hall of the House of Representatives, Austin, Texas, April 2, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has

passed the following bills and resolution:

H. B. No. 334, A bill to be entitled "An Act relating to aeronautics; defining certain terms and provisions; providing for acquisition, construction, maintenance, operation and regulation by municipalities and counties of airports and air navigation facilities; authorizing eminent domain proceedings; providing for the sale, lease and other disposal by counties and municipalities of airports and air navigation facilities, etc., and declaring an emergency."

H. B. No. 333, A bill to be entitled "An Act to empower municipalities and other political subdivisions to promulgate, administer, and enforce airport zoning rules, regulations, and ordinances, limiting the heights of structures and objects of natural growth, and otherwise regulating the use of property, in the vicinity of airports, and to acquire, by purchase, grant or condemnation, air rights and other interests in land; providing for airport zoning commissions, providing for appeals to boards of adjustment, etc., and declaring an emergency."

H. C. R. No. 70, Granting each House permission to adjourn from Wednesday, April 2, 1947 to Tuesday, April 8, 1947.

Respectfully submitted, CLARENCE JONES,

Chief Clerk, House of Representatives.

(Senator Harris in the Chair.)

House Bill 301 on Second Reading

Senator Aikin moved to suspend the regular order of business to take up House Bill No. 301 for consideration at this time.

The motion prevailed by the following vote:

Yeas--28

Aikin	Kelley of Hidalgo
Brown	Kelly of Tarrant
Bullock	Knight
Carney	Lane
Chadick	Moffett
Cousins	Morris
Crawford	Parrish
Hardeman	Phillips
Harris	Proffer
Hazlewood	Ramsey
Jones	Stanford

Strauss Taylor Tynan

Vick Winfield York

Absent—Excused

Mauritz

Weinert '

The Presiding Officer then laid the bill before the Senate on its second reading and passage to third reading:

H. B. No. 301, A bill to be entitled "An Act to amend Article XX of House Bill No. 8, Chapter 184, Acts of the Regular Session of the 47th Legislature, as amended by adding thereto a new subsection to be numbered (4-a); providing for the appropriation, allocation, and transfer of funds from the Clearance Fund to the State Available School Fund; providing the amount of funds to be transferred from the Clearance Fund to the Available School Fund shall be an amount sufficient to provide a \$55 annual per capita apportionment; providing for estimates to be made by the State Comptroller; and declaring an emergency."

The bill was read second time.

Senator Aikin offered the following committee amendment to the bill:

Amend House Bill 301 by adding the following at the beginning of Section 4-a, immediately before the word "Beginning":

"After the above allocations and payments have been made from such Clearance Fund."

The committee amendment was adopted.

The bill was passed to third reading.

House Bill 301 on Third Reading

Senator Aikin moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 301 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas-28

Aikin `	Hardeman
Brown	Harris
Bullock	Hazlewood
Carney	Jones
Chadick	Kelley of Hidalgo
Cousins	Kelly of Tarrant
Crawford	Knight

Lane Stanford
Moffett Strauss
Morris Taylor
Parrish Tyman
Phillips Vick
Proffer Winfield
Ramsey York

Absent—Excused

Mauritz

Weinert

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas-28

Aikin Lane Brown Moffett Morris Bullock Parrish Carney **Phillips** Chadick Cousins Proffer Crawford Ramsey Stanford Hardeman Harris Strauss Hazlewood Taylor Tynan Vick Jones Kelley of Hidalgo Winfield Kelly of Tarrant York Knight

Absent—Excused

Mauritz

Weinert

House Concurrent Resolution 70

The Presiding Officer laid before the Senate for consideration at this time:

H. C. R. No. 70, Granting each House permission to adjourn from Wednesday, April 2, 1947, until Tuesday, April 8, 1947.

The resolution was read and was adopted.

House Concurrent Resolution 50

On motion of Senator Strauss, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time:

H. C. R. No. 50, Granting Graham Hamilton permission to sue the State of Texas and the State Highway Department.

The resolution was read and was adopted.

House Bill 300 on Second Reading

Senator Aikin moved to suspend ing.

the regular order of business to take up House Bill No. 300 for consideration at this time.

The motion prevailed by the following vote:

Yeas-28

Aikin Lane Brown Moffett Bullock Morris Carney Parrish Chadick Phillips Cousins Proffer Crawford Ramsey Hardeman Stanford Harris Strauss Hazlewood Taylor Tynan Vick Jones Kelley of Hidalgo Kelly of Tarrant Winfield Knight York -Excused Absent-Weinert Mauritz

The Presiding Officer then laid before the Senate on its second reading and passage to third reading:

H. B. No. 300, A bill to be entitled "An Act providing a minimum beginning salary of not less than Two Thousand Dollars (\$2,000.00) for teachers with a recognized bachelor's degree in each school district in Texas; providing for the use of state and local maintenance funds of the various school districts of the State for payment of the salary schedule; providing for salary schedules for teachers who do not meet the minimum required scholastic qualifications; providing for the enforcement of the act; and declaring an emergency."

The bill was read second time.

Senator Morris offered the following amendment to the bill:

Amend H. B. 300, Section 1, line 21 by adding at the end the period after the word "teaching" a new section to read as follows: "Such increments for additional college training and for experience and efficiency in teaching shall be paid upon the schedule not less than provided by the state equalization aid law."

The amendment was adopted.

On motion of Senator Aikin, and by unanimous consent, the caption was amended to conform with the body of the bill as amended.

The bill was passed to third read-

House Bill 300 on Third Reading

Senator Aikin moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 300 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas--28

Aikin	Lane
Brown	Moffett
Bullock	Morris
Carney	Parrish
Chadick	Phillips
Cousins	Proffer
Crawford	Ramsey
Hardeman	Stanford
Harris	Strauss
Hazlewood	Taylor
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	Winfield
Knight	York

Absent—Excused

Mauritz

Weinert

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas-28

Brown M Bullock M Carney Pa Chadick Pl Cousins Pr Crawford Ra Hardeman St Harris St Hazlewood Ta Jones T Kelley of Hidalgo V Kelly of Tarrant W	ine offett orris orrish nillips coffer amsey anford crauss aylor ynan ick infield ork
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Absent-Excused

Mauritz

Weinert

House Bill 605 on Second Reading

On motion of Senator Phillips, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time:

H. B. No. 605, A bill to be entitled "An Act providing for the election of Trustees in Rural High School Districts and Consolidated Independent School Districts, composed of the territory formerly comprising ten or more original school districts, two of which shall have been independent school districts containing more than 250 scholastic population; providing that two trustees shall be elected from the territory comprising each of the original independent school districts of more than 250 scholastic population and that the other three shall be elected from the territory formerly comprising the common school districts and independent school districts of less than 250 scholastic population; providing that the Board of County School Trustees shall divide certain territory therein into three areas and that one trustee shall be elected from each of such areas; providing for the term of trustees; and declaring an emergency."

The bill was read second time. Senator Phillips offered the following amendment to the bill:

Amend H. B. 605 by striking out the words and figures "ten (10)" whereever they appear in the caption and body of the bill and substituting in lieu thereof the words and figures "twelve (12)."

The amendment was adopted.

The bill was passed to third reading

House Bill 605 on Third Reading

Senator Phillips moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 605 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas-28

Aikin	Kelley of Hidalgo
Brown	Kelly of Tarrant
Bullock	Knight
Carney	Lane
Chadick	Moffett
Cousins	Morris
Crawford	Parrish -
Hardeman	Phillips
Harris	Proffer
Hazlewood	Ramsey
Jones	Stanford

Vick Strauss Winfield Taylor Tynan York

Absent—Excused

Mauritz

Weinert

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas-28

Aikin	Lane
Brown	Moffett
Bullock	Morris
Carney	Parrish
Chadick	Phillips
Cousins	Proffer
Crawford	Ramsey
Hardeman	Stanford
Harris	Strauss
Hazlewood	Taylor
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	Winfield
Knight	York

Absent—Excused

Mauritz

Weinert

(President in the Chair.)

Leave of Absence to Senate Employees

The President announced that the members and officers of the Senate were authorized to grant leaves of absence to the employees under their supervision until Monday, April 7, 1947.

Resolution Signed

The President signed in the presence of the Senate, after giving due notice thereof, the following resolution:

H. C. R. No. 69, Recalling H. B. 29 from the Governor for correction.

House Bills on First Reading

The follownig House bills received from the House today, were laid be-fore the Senate, read first time, and referred to the committees indicated:

H. B. No. 40, to Committee on Public Health.

H. B. No. 333, to Committee on Aeronautics.

H. B. No. 334, to Committee on Aeronautics.

Adjournment

Senator Ramsey moved that the Senate adjourn until 10:30 o'clock a.

m., Tuesday, April 8, 1947. Senator Phillips moved that the Senate adjourn untl 10:30 o'clock a.

m., tomorrow.

Senator Hardeman moved that the Senate adjourn until 10:30 o'clock a. m., Monday, April 7, 1947.

Question first recurring on the motion of Senator Ramsey, year and nays were demanded.

The motion was lost by the follow-

ing vote:

Yeas-7

Brown	Lane
Carney	Ramsey
Chadick	Taylor
Crawford	• -

Nays—21

Aikin	Morris
Bullock	Parrish
Cousins	Phillips
Hardeman	Proffer
Harris	Stanford
Hazlewood	Strauss
Jones	Tynan
Kelley of Hidalgo	Viek
Kelly of Tarrant	Winfield
Knight	York
Moffett	

Absent—Excused

Mauritz

Weinert

Question next recurring on the motion of Senator Hardeman, it prevailed.

The Senate, accordingly, at 1:20 o'clock p. m., adjourned until 10:30 o'clock a. m., Monday, April 7, 1947.

Record of Vote

Strauss, Phillips and Senators Knight asked to be recorded as voting "nay" on the motion to adjourn.

FORTY-SIXTH DAY

(Monday, April 7, 1947)

The Senate met at 10:30 o' clock a. m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Bullock Aikin Carney Brown